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17648 U.S. PRO

# UTILITY PATENT APPLICATION TRANSMITTAL

(New Nonprovisional Applications Under 37 CFR § 1.53(b))

Attorney Docket No.  
SYR-DPPIV-5001-C1

## TO THE COMMISSIONER FOR PATENTS:

Transmitted herewith is the patent application of inventors, Ciaran N. Cronin, Mark Knuth, Duncan E. McRee, Sridhar Prasad, Bi-Ching Sang, Robert J. Skene, Frank VonDelft and Sheng Ye, entitled CRYSTALLIZATION OF DIPEPTIDYL PEPTIDASE IV (DPPIV), for a(n):

(X) Original Patent Application.

( ) Continuing Application (prior application not abandoned):

( ) Continuation ( ) Divisional ( ) Continuation-in-part (CIP)  
of prior application No: \_\_\_\_\_ Filed on: \_\_\_\_\_

( ) A statement claiming priority under 35 USC § 120 has been added to the specification.

Enclosed are:

(X) Specification 49 Total Pages.

(X) Claims 3 Total Pages.

(X) Drawing(s) 500 Total Sheets.

(X) Abstract 1 Page.

( ) Oath or Declaration

(X) Nonpublication Request Under 35 U.S.C. 122(B)(2)(B)(I)

(X) Sequence Listing (Paper-in duplicate).

(X) Sequence Listing (Diskette).

( ) Assignment to \_\_\_\_\_.

( ) Assignment Recordation Sheet.

(X) Other: Statement Under 37 CFR § 1.821(f); Return Receipt Postcard

(X) Applicant claims small entity status.

CLAIMS AS FILED				
FOR	NO. FILED	NO. EXTRA	RATE	FEE
Total Claims	23	3	\$9.00	\$27.00
Independent Claims	7	4	\$42.00	\$168.00
Multiple Dependent Claims (if applicable)				\$0.00
Assignment Recording Fee				\$0.00
Basic Filing Fee				\$375.00
Total Filing Fee				\$570.00

No fee or Declaration is being submitted at this time. (37 CFR § 1.16(e)).

Respectfully submitted,

By: David J. Weitz  
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Date: September 9, 2003

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I hereby certify that this is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated below and is addressed to:

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**NONPUBLICATION REQUEST  
UNDER  
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor	Cronin et al.
Title	CRYSTALLIZATION OF DIPEPTIDYL PEPTIDASE IV (DPPIV)
Atty Docket Number	SYR-DPPIV-5001-C1

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

SYRRX, INC.

September 9, 2003

Date

By: David J. Weitz  
Signature

David J. Weitz, Reg. No. 38,362

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**